

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

11 MICHAEL HOLLIDAY,
12 Petitioner,
13 vs.
14 DWIGHT NEVENS, et al.,
15 Respondents.

2:10-cv-00534-JCM-PAL

Petitioner has submitted a habeas corpus petition pursuant to 28 U.S.C. § 2254, but has neither paid the required filing fee nor filed an appropriate motion for leave to proceed *in forma pauperis*. The petition cannot be filed without either payment of the required filing fee or a grant of leave to proceed *in forma pauperis* based on a fully complete motion. Petitioner shall be sent the correct pauper form for use should he wish to file a motion for leave to proceed *in forma pauperis* in this action. Accordingly, Petitioner shall be given leave to proceed *in forma pauperis* on a temporary basis.

IT IS THEREFORE ORDERED that the clerk shall send to petitioner a set of forms for a motion to proceed *in forma pauperis*. Petitioner shall have twenty (20) days from the date of the entry of this order within which to either pay the required filing fee, or file a fully and

1 properly completed motion for leave to proceed *in forma pauperis*. The failure to timely do so will
2 result in the dismissal of this action.

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4 Dated, this 20 day of April, 2010.

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James C. Mahan
UNITED STATES DISTRICT JUDGE

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